LORDS OF THE MANOR OF OCKBROOK

Archives of a Derbyshire Parish

1583 to 1605

Ockbrook and Borrowash Record Series II

Editor: Marion Johnson

OCKBROOK AND BORROWASH RECORD SERIES II

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Archives of a Derbyshire Parish 1583 to 1605

Edited by Marion Johnson

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PREFACE

This second book of the Ockbrook and Borrowash Record Series continues the theme of the first. The aim is the same,- to make known the existence of documents which can provide a basis for a detailed study of the history of a parish at the end of the sixteenth and the beginning of the seventeenth centuries.

The collection of documents in Volume I provides the background to the great change which came in 1583, when ten of the yeomen bought the lordship of the manor from Frederick, Lord Windsor. This second collection of documents begins with the conveyance of the manor and land dated 7 September, 1583. In 1584 the ten yeomen divided their manorial lands into individual holdings and after this they bought, sold and exchanged various plots of land. The documents have been selected to illustrate these changes which were the preliminary movements leading towards the enclosure of the open fields.

The hope expressed in the preface of Volume I remains,- 'that the accessibility of these documents will encourage some student of local history, or even a local historical society, to write the story of Ockbrook in the sixteenth century'.

INTRODUCTION TO THE TITLE DEED OF 1583

The lords of the manor of Ockbrook prior to 1583 and many of their tenants have been named in volume I of this series. In 1583 the lordship was held by Frederick, Lord Windsor. He also held a large area of land in Ockbrook which he leased to more than ten tenants. The deed itself refers to the earlier agreements on leases made by successive lords Windsor with:-

Richard James (deceased)	Richarde Cowper	Thomas Adams
Edward Hibbarde	Edward Adams	Thomas Fowke
William Collubel	Richard Saunderson	

William Wyndley the elder and William his son,
Thomas Battell and William his son (page 11)

By this conveyance of 1583 Lord Windsor sold the Lordship of the Manor of Ockbrook and houses and lands in Ockbrook to ten yeomen:- Edward Adams, Thomas Adams, Thomas Battell the elder, William Collumbell, Richard Cowper, Thomas Fowke, William Hibbard, John Piggin, Richard Saunderson, William Wyndley the younger.

There are nine family names here, names which occur frequently in the records of dealings in land in Elizabeth's reign. The tenth name to join these for the major purchase of 1583 is that of Piggin. The Piggins were an old-established family of Dale Abbey parish and for some time had been the occupiers of Little Hey Grange (once a grange belonging to Abbey of Dale). One branch of the family by now lived in Ockbrook and owned more than one house and a considerable amount of land. (see vol. I) The ten tenants who bought their land in 1583 are called yeomen in the deed, and it is likely that they were 'free tenants', paying their rent for the land in money and not by service to the lord of the manor.

The title deed is the legal document of sale to the yeomen of both the land and the lordship of manor. In this agreement Lord Windsor sells to the ten yeomen collectively the houses and lands which they already occupied as tenants:-

> '...one messuage or tenement with the appertenances in Ockbrook aforesaid now or late in the tenure or occupation of the said John Piggen or of his assignee or assigns and all the lands tenements meadows pastures commons easements ways profits and hereditaments whatsoever to the said messuage or tenement belonging or appertaining or to or with the same usually demised occupied or enjoyed' (page 7)

The same formula is repeated for all the houses except that the properties occupied by William Hibberd and William Windley are described as 'messuage tenement or cottage'.

The price paid by the buyers is not recorded in the deed but can be found in the Licence to Alienate (quoted in vol. I). The 12 messuages, 2 cottages, 12 gardens, 12 orchards, 400 acres of land, (i.e. arable), 60 acres of meadow, 160 acres of pasture, 6 acres of wood, 100 acres of furze and heath, which 'were held of the Queen in capite', were bought for £350.

REFERENCE: Derbyshire Record Office: D760 M/T42

TITLE DEED 1583

'Bargain and Sale by Fredericke Lord Wyndsore to John Piggin, Thomas Battell the elder, Thomas Fowke, William Columbell, Richard Saunderson, Thomas Adams, Edward Adams, Richard Cowper, William Wyndley the younger and William Hibbarde als Hubbarde the elder of Ockbrook, husbandmen, for a competent consideration, of his manor of Ockbrook and of a messuage at Ockbrook in the tenure of John Piggin with all appurtenant lands and of messuages etc. in the tenure of the others as above.'
(Derbyshire Record Office: D760 M/T42)

This indenture made the seaventh day of September in the fyve and twentith yere of the reigne of our sovereigne ladye Elyzabeth by the grace of god of Englande France and Ireland quene defender of the faith etc Betwene the right honorable Fredericke lorde Wyndsore of thone parte and John Piggen Thomas Battell thelder Thomas Fowke William Colubell Richarde Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley the yonger and William Hibbarde alias Hubbarde thelder of Okebroke in the county of Derby husbandmen of thother parte **witnessith** that the said Fredericke lorde Wyndsore for and in consideracon of a certen some of money to hym in hande before thensealinge of these presentes by the said John Piggen, Thomas Battell Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley the yonger and William Hibbarde alias Hubbarde well and trulye contented and paid wherof and wherwith the said Fredericke Lorde Wyndsore acknowledgeth hymself satisfyed and paide and the saide John, Thomas, Thomas, William, Richarde, Thomas, Edwarde, Richarde, William and William theire executors and admynystrators and the executors and admynystrators of everye of theym clerely acquyted exonerated and dischardged by these presentes **hath** granted bargayned and solde and by these presentes doth grante bargayne and sell unto the saide John Piggen, Thomas Battell, Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edwarde Adams Richarde Cowper, William Wyndley and William Hubbarde theire heires and assignes all that his manor of Okebroke with thappurtenances in the countye of Derby with all its rightes members and appurtenances **And** the saide Lorde Wyndsore doth for the consideracon aforesaid further grante bargaine

and sell unto the saide John Piggen, Thomas Battell, Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edward Adams, Richarde Cowper, William Wyndley and William Hubbarde theire heires and assignes one mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the saide John Piggen or of his assignee or assignes and all the landes tenementes meadowes pastures comons easementes wayes proffittes and hereditamentes whatsoever to the said mesuage or tenemente belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed one mesuage or tenemente with thappurtenances in Okebroke aforesaid now or late in the tenure or occupacon of the said Thomas Battell or of his assignee or assignes and all the landes tenementes meadowes pastures comons easments wayes proffittes and hereditamentes whatsoever to the said mesuage or tenemente belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed one mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said Thomas Fowke or of his assignee or assignes and all the landes and tenementes meadowes pastures comons easements and wayes proffittes and hereditaments to the said mesuage or tenemente belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed and one other mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said William Colubell or of his assignee or assignes and all the landes and tenementes meadowes pastures comons easements wayes proffittes and hereditaments to the said mesuage or tenemente belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed and one other mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said Richarde Saunderson or of his assignee or assignes and all the landes tenementes meadowes pastures comons easements wayes proffittes and hereditamentes to the said mesuage or tenemente belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed And one other mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said Thomas Adams or of his assignee or assignes and

all the landes tenementes meadowes pastures comons easements wayes proffittes and hereditamentes to the said mesuage or tenemente belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed and one other mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said Edwarde Adams or of his assignee or assignes and all the landes tenementes meadowes pastures comons easements wayes proffittes and hereditaments to the said mesuage or tenemente belongynge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed one mesuage or tenemente with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said Richarde Cowper or of his assignee or assignes and all the landes tenementes meadowes pastures comons easements wayes proffittes and hereditamentes to the said mesuage or tenemente belongynge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed and one other mesuage tenemente or cotage with thappurtenances in Okebroke aforesaid now or late in the tenure or occupacon of one William Wyndley thelder or of the said William Wyndley the younger or of one of theym or of one of theire assignee or assignes and all the landes tenementes meadowes pastures comons easements wayes proffittes and hereditaments to the said mesuage tenemente or cotage belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed and one other mesuage tenemente or cotage with thappurtenances in Okebroke aforesaid nowe or late in the tenure or occupacon of the said William Hibbarde or of his assignee or assignes and all the landes tenementes meadowes pastures comons easementes wayes proffittes and hereditaments to the same belonginge or apperteynynge or to or with the same usuallye demysed occupyed or enjoyed and also one yerelye rent of ten shillinges with thappurtenances yerely issuinge goyinge or payable out or for certen landes and tentes in Okebroke aforesaid nowe or late the landes tenementes or inheritance of Walter Powtrell Esqyer and all his service to beyelden or done out of or for the same landes tenementes or hereditamentes togeither with all other landes tenementes rentes revercons services realties frannchyss liberties priviledges with perquisites of cortes leetes veiwe of frankepledge

waters fishinges free warren comons and other proffittes emoluments and hereditaments whatsoever of the said Fredericke Lorde Wyndsore in Okebroke aforesaid **And** moreover the said Fredericke Lorde Wyndsore doth for the consideracon aforesaid give grant bargayne and sell unto the said John Piggen, Thomas Battell, Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edward Adams, Richard Cowper William Wyndley and William Hibbarde theire heires and assignes all and almaner of dede evidences writinges corte rolles terrars escriptes and mynumentes which doe concerne onelye the said manor or onely the mesuage landes tenementes or hereditaments before by these presentes mencoed to be bargayned and solde or onely eny parte or parcell thereof As many of which said dedes evidences writinges corte rolls and mynumentes as he the said Lorde Wyndsore now hath in his owne custodye or eny other to his use now hath which he maye lawfully gett or come by with out suite in the lawe he the said Lorde Wyndsore doth for hym his heires executors and admynystrators covenante and grante to and with the saide John Piggen Thomas Battell Thomas Fowke William Colubell, Richarde Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley and William Hibbarde and everye of theym their and everye of theire heires and assignes by these presentes upon theire or some of theire reasonable request to be made to the said Lorde Wyndsore his heires executors or admynystrators to delyver or cawse to be delyvered unto the said John, Thomas, Thomas, William, Richarde, Thomas, Edwarde, Richarde, William and William or some of theym theire or some of theire heires or assignes before the feast of the Nativitie of our lord god next ensuenge the date hereof whole uncancelled or undefaced or in as good cast as they nowe be togeither with true copies of all such other dedes evidences and writinges as doe toche or concerne the said manor and other the premysses before by these presentes menconed to be bargayned and solde or eny parte or parcell thereof together with or amonge any other landes or tenementes the same copies to be had and made at the costes and chardges of the above named purchusers or some of theym **To have and to hold** the said manor mesuage landes tentes hereditaments and other the premysses with theire appurtenances before by these presentes menconed to be bargayned and solde and everye parte and

parcell thereof unto the said John Piggen, Thomas Battell Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley and William Hibbarde theire heires and assignes to thonely and proper use and behoofe of the same John, Thomas, Thomas, William, Richarde, Thomas, Edwarde, Richarde, William and William theire heires and assignes for ever **And** the said Fredericke Lorde Wyndsore doth for hym his heires executors and administrators covenante and grant to and with the said John Piggen, Thomas Battell Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edward Adams, Richard Cowper, William Wyndley and William Hibbarde and everye of theym theire and every of theire heires and assignes by these presentes that he the said Lorde Wyndsore is at the tyme of thensealinge and deliverye of the presentes lawfully seysed of the said manor landes tenements and other the premysses before by these presentes menconed to be bargayned and solde and of evrye parte and parcell therof in his demesne as of fee or feetaile generall or specyall without any condicon in dede or lymitacon of use and that there is noe revercon or remaynder thereof or of eny parte therof in our sovereigne ladye the Quenes majestie her heires or successors and that he the said Fredericke Lorde Wyndsore hath full power and lawfull authoritie to grante alien and sell or otherwise to assine the said manor landes tenementes and other the premysses before by these presentes menconed to be bargayned and sold to the said John Piggen, Thomas Battell Thomas Fowke, William Colubell, Richard Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley the younger and William Hibbarde and that they and everye of them theire and every of theire heires and assignes shall or maye have hold occupye and injoye the same for ever without eny lawfull lett troble expulsion or eviccon of the said Fredericke Lord Wyndsore Dame Katherin Wyndsore late wife to Edwarde late Lord Wyndsore or of eny other person or persons whatsoever lawfully claymynge or that shall or maye lawfullye clayme by from or under theym or either of theym or the said Edwarde late lorde Wyndsore William late lorde Wyndsore grandfather to the said Fredericke and Andrewe late lorde Wyndsore his greate grandfather or by from or under eny of theym (except such person and

persons whatsoever that shall or maye clayme by or under the demyses grants or leasses made by copye of corte rolle indenture or other writinge herafter in these presentes excepted) **And** the said Fredericke Lorde Wyndsore doth further for hym his heires executors admynystrators covenant and grante to and with the said John Piggen, Thomas Battell, Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley the younger and William Hibbard and everye of theym and to and with theire and everye of theire heires and assignes by these presentes that the said manor landes tenementes and all and singler other the premysses with theire appurtennces before by these presentes menconed to be bargayned and sold and every parte and parcell thereof nowe be and so shall for ever hereafter contynue and be clerelye acquyted exonerated and dischardged or otherwise from tyme to tyme for ever well and sufficyently saved harmeles of and from all and almaner of forms giftes grantes bargaynes sales jointures dowers statutes merchant and of the staple judgements execucons recognizannces rentes arrerages of rentes lyveryes onster lezmaynes and of and from all other chardges titles trobles and incombrannces whatsoever heretofore had made comytted or wittingly or willingly suffered or done by the said Fredericke Lorde Wyndsore Edwarde late lorde Wyndsore his father Willm late Lorde Wyndsore his grandfather and Andrewe late Lorde Wyndsore his great grandfather or eny of theym or by his theire or eny of theire assent consent meanes or procurementes all maner of demyses by copye of corte roll indenture or other writinge heretofore made to Richarde James deceased Richarde Cowper Thomas Adams Edward Hibbarde Edwarde Adams Thomas Fowke William Colubell Richarde Saunderson William Wyndley thelder William his sonne Thomas Battell and William his sonne or eny of theym for terme or termes of lyve lyves or yeres and all and everye the rentes and services hereafter to become due to the chiefe lorde and lordes of the premysses onely excepted And finally that he the said Fredericke Lorde Wyndsore and his heires shall at all and everye tyme and tymes hereafter within the space of twoe yeres next ensuenge the date hereof do make knowledge and suffer or cawse to be made done knowledged and suffered all and every such further and reasonable acte and actes thinge and

thinges devise and devises in the lawe whatsoever for the further assurance suretie and sure makenge of the said manor landes tenementes and other the premysses before by these presentes menconed to be bargayned and sold and of every parte and parcell thereof unto the said John Piggen, Thomas Battell Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edwarde Adams, Richarde Cowper, William Wyndley and William Hibbarde and theire heires or to some of theym and theire heires to the use and behoofe aforesaid at theire or some of theire costes and chardges in the lawe and upon theire or some of theire reasonable request to be made to the said Lorde Wyndsore and his heires and assignes be yt by fyne feoffement recoverye with doble or single vowcher dede or dedes inrolled inrollment of these presentes confirmacon release with warrantie onely agenst the said Fredericke Lorde Wyndsore and his heires and agenst the heires of Edwarde late Lorde Wyndsore William late lorde Wyndsore and Andrewe late lorde Wyndsore and everye of theym and everye of theire heires by all these wayes and meanes or eny of theym or otherwise as by the said John Piggen, Thomas Battell, Thomas Fowke, William Colubell, Richarde Saunderson, Thomas Adams, Edward Adams, Richarde Cowper, William Wyndley and William Hibbard theire heires and assignes or eny of theym or theire or eny of theire learned cowncell in the lawe shalbe reasonablie devised or advised and required provided that the saide lorde or his heires shall not hereby be compelled for the makeing doyinge or knowledginge of all or any suche further assurances to travaile further or to any other place or places than to the cyties of London and Westend or one of theym **In witnes** wherof the said parties to these presente indentures interchangeably have set theire handes and seales the day and yere first above written

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INTRODUCTION TO THE TITLE DEEDS OF RICHARD COWPER, WILLIAM HIBBERT AND EDWARD ADAMS 1584

Seven months after the ten yeomen of Ockbrook bought the manor and lands from Lord Windsor they agreed to separate ownership of their respective messuages. This was done by a 'Recovery', a legal procedure to allow the transfer of property from one person to another. Each transaction was by agreement with the other purchasers and with two men not mentioned before, William Adams of Ockbrook and Humphrey Mosley of Stanley. Three of these deeds have been traced; it is not known whether any of the others survive.

The first example transcribed here is 'the conveyance on recovery suffered to Richard Cowper'.(1) With the recovery there is a 'terral', more commomnly called a terrier, referred to in the covenant as the 'scedule'. This gives the position of Cowper's closes and his strips in the open fields. The strips, or lands, are located first by giving their direction and then by naming the holders of the strips on either side. So this terral names many closes, some apparently carved out of the common land and some enclosed from the waste land. Cooper's tenth share of the manor is included in the agreement. The document is, unfortunately, in such a poor condition that the transcript cannot be completed.

Another example still in existence is the covenant to 'suffer a recovery to William Hibbard', which grants him his cottage, land and tenth share of the manor.(2) This conveyance has no schedule of lands attached, nor does it refer to one.

The third recovery quoted is not such a simple transaction as those for Hibbard and Cowper. Edward Adams, one of the original purchasers, is here sharing his holding with William Adams who was not named in 1583. The terral is complete and lists 46 separate strips of arable land in the three open fields in the hands of Edward Adams, now being granted to William Adams. In addition he held five separate plots of meadow land and the right to pasture seven beasts in the town pasture. (3)

The named holders of the land do not include William Hibbert, one of the purchasers in 1583. The Queen is named as the owner of many of the strips in the open fields. Land holders other than the original ten purchasers are named, most frequently Humphrey Mosley and John Jellicoke. Sub-tenants of two cottages are named.

Some of the closes can be located with reasonable certainty by reference to the field names in use at the time of the enclosure award, 1773; these locations are shown on the map on page 27.

REFERENCES

1. DLSL. Pares Collection Deed 355
2. DRO. D518M/T257 Deed to lead to a recovery
3. BL.DM. Additional Charters 56225 A and B

CONVEYANCE: RICHARD COWPER 1584

'Conveyance on recovery suffered to Richard Cowper of his proportion of the estate purchased of Lord Windsor. Dat. 1 April 26 Elizabeth' (Derby Local Studies Library: Pares Deeds 355)

This indenture made the first day of Aprill in the sixe and twentith yere of the reigne of our Sovereigne Ladye Elizabeth by the grace of god of England Fraunce and Ireland Quene defender of the fayth etc Betwene Richard Cowper of Okebroke in the Countie of Derbye husbandman of thone parte And John Piggen Thomas Battell thelder Thomas Fowke William Columbell Richard Saunderson Thomas Adams Edwarde Adams William Windley the yonger William Hibbert alias Hubberd thelder and William Adams of Okebroke aforesaid husbandmen and Humfrye Mosley of Stanley in the sayde countie of Derbye husbandman of thother parte **Witnessith** that where the said parties and all the persons above named (excepte the said Humfrye Mosley and Willm Adams) have latelie by thassent of the sayd Humfrye Mosley and Willm Adams purchased to theym and theire heires of the righte honorable Fredericke Lord Windsore the Manor of Okebroke with thappurtenances in the said Countie of Derbye And dyverse mesuages landes tenementes heredytamentes and thinges in Okebroke aforesaid and also one yerelie rente of ten shillinges with thappurtenances yerelie issuenge goinge or payable out or for certen landes and tenementes in Okebroke aforesaid then or sometyme the landes tenementes or inheritaunce of Walter Powtrell esquire together with all the landes tenementes and heredytamentes of the said Lorde Windsore in Okebroke aforesaid and in Elvaston in the said Countie as by an indenture under the hande and seale of the said Lord Windsore more at lardge appearith **It is now** for good and reasonable consideracons the parties to these presentes and everie of theym movinge covennted gaunnted concluded condyscended and agreed by and betwene theym and everye of theym and they and everye of theym doe now covenant graunte and agree for theym theire and everye of theire heires to and with thother theire and everye of theire heires by these presentes **That** they the said John Piggen Thomas Battell Thomas Fowke William Columbell Richarde Saunderson Thomas Adams Edward Adams

Richard Cowper William Windley and William Hibbert before the feast of the Natyvitie of St John Baptist now nexte ensuenge shall suffer a recoverie to be had ageinst theyme in due forme of lawe and to be executed of the said Manor of Ockbroke and of all and singler the mesuages landes tenementes heredytamentes and thinges before menconed purchased or conveyed to theym or eny of theym by or from the said Lorde Windsore by the same last named indenture or sythen the makinge thereof which saide Recoverie to be had and suffered shall be and enure to and for the severall use uses purposes and intentes hereafter in these presentes and in other indentures bearinge date the day of the date of these presentes had and made by betwene or amongest the said John Piggen Thomas Battell Thomas Fowke William Columbell Richarde Saunderson Thomas Adams Edwarde Adams Richard Cowper William Windley William Hibbert Humfrye Mosley and William Adams all everie or eny of theym conteyned lymitted or declared accordinge to the true meaninge thereof and to no other use uses or intentes * that is to saye of and in so much and such parte of the landes tenementes proffittes heredytamentes and thinges (sometyme parcell of the mesuage farme or tenemente now or late in the tenure or occupacon of the said Richard Cowper) as are conteyned or menconed in a scedule to these presentes annexed and allotted or sett downe in or by the same scedule for the parte and porcon of the said Richard Cowper and of sixe pence rent parcell of the saide ten shillinges and of so much such quantitye and pte of the wast soyle or comen groundes and fysshinges of and in the said manor as ratablie havinge respect to the other tenementes of the said manor and accordinge to a reasonable proporcon in respect of the comen and proffitt of fysshinge of the sayd Richard Cowper may or is to be thoughte convenyent to be or rated or assigned for his porcon or parte of the sayd soyle and fysshinge to thonelye use and behoofe of the sayde Richard Cowper his heires and assignes forever accordinge to the true intent and meaninge of these presentes and of the same scedule or wrytinge * **And the said** John Piggen Thomas Battell Thomas Fowke William Columbell Richard Saunderson Thomas Adams Edward Adams William Windley the yonger William Hibbert alias Hubberd thelder Humfrye Mosley and William Adams do for theym theire heires executors

and admynistrators and everye of theym severallie covenante and graunte to and with the sayd Richard Cowper his heires and assignes by these presentes That the said landes tenementes wast soyle fysshinge and other the premysses before lymitted to thuse of the said Richard Cowper and his heires now be and so shall contynue and be forever hereafter to the said Richard Cowper his heires and assignes not onelye clerelie acquyted exonerated and dyscharged or otherwise sufficientlie from tyme to tyme saved and kepte harmeles of and from all former grauntes chardges titles trobles & incombrannce whatsoever had made comytted or done by the the sayd John Piggen Thomas Battell Thomas Fowke William Columbell Richard Saunderson Thomas Adams Edward Adams William Windley William Hibbert alias Hubberd Humfrye Mosley and William Adams or eny of theym or by eny other person or persons by theire or eny of theire meanes or procurement but also from all benefitt or advantage of or for eny title of survivorshippe of theym or eny of theym or of theire or eny of theire heires or assignes to be had or taken of the same premysses **In witness** whereof the said parties to these presente indentures interchangeablie have sett theire handes and seales the daye and yere first above wrytten

****

* * For the significance of the asterisks in the middle of this document see pages 21 and 22.

A DIVISION AND TERRAL: RICHARD COWPER

A Division and terral of certain buildings closes etc. of half of the messuage or tenement or Richard Cowper of Ockbrook for the said Richard Cowper.
(Derby Local Studies Library: Pares Deeds 355)

A Divicion & Terrall off certayne buldinges orchardes one fould yarde closses medowes pastores sydynges arable landes comons wayes easmentes and proffites of halffe of the mesuage or tenement of Richarde Cowper of Okbrooke for the sayd Richarde Cowper in the countie of Darbie yoman etc. Certayne buldinges Inprimis the heade dwellinge house beinge three bayes and one baye called Stable House joneinge to southe end off the sayde house Item one barne called Greate Barne beinge foure bayes standinge off the northe end off thafore sayd dwellinge house Item one house called backe house beinge one baye Item one cotage house of the Greene Hill beinge towe bayes and the nowe dwellinge house of Nicolas Saxone Item one foulde yarde and towe orchardes joyneinge and beinge of the east syd of the head dwellinge house affore mentioned and beinge in value one halffe aker Item the halffe of one medowe or pastor close called Layes at the yardes end which halffe is the northe syd off the same closse and extendethe to a stake or stoppe set in the myddest of the sayd closse and is estimed in value towe akers sitinge east and west our Soveraynge Ladye the queene her magestees arable land lyinge of the northe syd and Humfrie Mosley his halffe of thafore sayd closse lyinge of the southe syd Item one closse beinge a medowe or pastor close called Thoner Parke medowe closse sitinge east and west which close is estimed in value fyve akers the landes or pastors of the right worshippfull John Harpper esquire comonlie called Bartlewood Springe lyinge off the northe syd & Humphrie Moslie his closse called Myddle Parke Medowe closse lyinge of the southe syd Item one other pastor or medowe closse called Nether Parke medowe closse sitinge east and west which closse is estimed in value five akers Humphrie Moslie his closse called Mydle Parke medowe closse lyinge of the Northe syd and Edward Adame his Parke Meadow closses lyinge off the

south syd Item certayne parcelles off stoned meadow in ... meadowe Inprimis one halffe aker of medowe in the mydest off the medowe sitinge east and west Walter Powthrell esquire of the northe syd John Jelykoc alias Dawsonne off the southe syd Item the halffe of one aker of medowe in the Comone Pytte Dooles sitinge east and west which halffe is the northe syd and extendethe to a meare stonne set in the mydest off the same Doole Humfrie Moslie his halffe of the southe syd and Thomas Battell of the north syd Item one roode of medowe in Blosoe Dooles sitinge east and west Sir George Hastings Knight of the southe syd and Thomas Faulke off the northe syd Item certayne parcelles of stoned medow in the Nether Medowe Inprimis one rood in the Dooles benethe Brydge Poole sitinge northe and southe the Quene her majesties medowe of the west syd and Walter Powthrell esquire of the east syd Item one roode in Horsecroft Syd Dooles sitinge east and west Edwarde Adame of the northe syd and Thomas Faulke of the southe syd Item one halffe aker of medowe in the dooles benethe New Dyche sitinge east and west the queene of the northe syd and Richarde Sandersonne of the southe syd Item the halffe of one aker of medowe in Wyakers Dooles sitinge northe and southe which extendeth to a meadow set in the mydest of the same doole Humfrie Moslie his halffe of the west syd and Thomas Faulke off the east syd Certayne arable landes in Borowash Fyld Inprimis one halffe in the Breache Flat sitinge northe and southe William Cullabell of the east syd and Thomas Battell of the west syd Item one halffe aker in the hill flat sitinge northe and southe John Pigin of the west syd and Edwarde Adame off the east syd Item one other halffe Aker in the Breache Flat afforesayd sitinge northe & southe John Pigin of the west syd and Humfrie Moslie off the east syd Item towe halffe akers togather in the hill ... sitinge northe and southe Humfrie Moslie of the east syd & Richarde Sandersonne of the west syd Item one aker togather in Borowewood Closse soe called sitinge east and west which aker is the halffe of the same close extendethe to a meare stonne set in the myddest of the sayde closse and beinge the southe syd Humfrie Moslie his hallfe of the northe syd and Thomas Faulke his Borowewoode Close of the southe [syd Item] one roode in Sowbrook Flat sitinge east and west the queene of the north syd and Thomas Battell of the southe syd

Item one aker in the same flat together sitinge east and west the queene of the north and south sydes Item one other roode in the same flat sitinge east and west William Cullabell of the north syd and Thomas Adame of the southe syd Item one rood in Collon Lane End Flat sitinge east and west John Pigin of the southe syd and Thomas Adame of the northe syd Item one halffe aker in the Medowe Flat (being a hadland) sitinge east and west the queene of the northe syd and one flat of arable lands sitinge of the southe syd Item one roode in Pryor Butes Flat sitinge northe and southe the queene of the west syd and Humfrie Moslie of the east syd Item one rood in the medowe flat afore menconed sitinge east and west Thomas Faulke off the north syd and Edwarde Adame of the southe syd Item the halffe of one halffe Aker in the flat joyneinge to the Medowe Flat aforesayd which halffe is the east end and extendeth to a meare stonne set in the midest of the same lande the queene of the northe syd and John Jelykoc alias Dawsonne of the southe syd Item one other roode in the medow flat afforesayd sitinge east and west John Pigin of the northe syd and Thomas Adame of the southe syd Item one roode in Flape Butes Flat sitinge north and southe the queene of the west syd and William Cullobell off the east syd Item one rood in the flat off the east syd Greene Waye sitinge northe and southe Thomas Adame of the east syd and Richarde Sandersonne of the west syd Item the halffe of one halffe aker in the Blosoe Flat which halffe is the east end and extendeth to a meare stonne set in the myddest of the same land the queene of the northe and southe sydes Item one rood in the same flat sitinge east and west Walter Powthrell esquire of the southe syd and William Cullobell of the northe syd Item one rood by Pryor Layes Flat sitinge northe and southe John Jelykoc alias Dawsonne of the east syd and Richarde Sandersonne of the west syd Item one halffe aker in the flat sitinge of the northe end of Pryor Layes flat the queene of the west syd and John Pigin of the east syd Item one roode in the Greene Waye Flat sitinge northe and southe the queene off the east and west sydes Item one halffe aker in roosse aker flat sitinge east and west the quee[ne] of the north and south sydes Item one roode in the Whytlie Pytes Flat sitinge northe and southe Humfrie Moslie of the southe and the queene of the north syd Item one roode in Weel Furowes

Flat sitinge east and west the queene of the southe syd and Humfrie Moslie of the northe syd Certayne arable landes on Parke Fyld alias Hopwell Hedge Fylde Inprimis one halffe aker in Long Stockeinge Flat sitinge northe & southe Sir George Hastings Knight of the east syd and John Pigin of the west syd Item one roode in Short Stocking Flat sitinge northe and southe John Pigin of the east and west sydes Item one rood in stonie flat sitinge northe and southe Thomas Adame off the east syde and Thomas Battell of the west syd ...

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Written in another hand at the end:- 'The quantitie of all the landes tenementes and thinges before mencoed do conteyne by estymacon these quantyties of acres vidett xxvii acres of land three acres and a halfe of meadowe and xvii acres of pasture'

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CONVEYANCE: WILLIAM HIBBERT 1584

'Deed to lead uses of a recovery of Ockbrook husbandmen from Frederick Lord Windsore of manor of Okebrooke and 10s. p.a. rent William Hibbert elder of Okebrook husbandman to have his cottage and 12d. rent. 1 April 1584'
(Derbyshire Record Office: D518 M/T257)

This document has the same form as the conveyance for Richard Cooper. (pages 14-16) The agreement is between William Hibbert and the other eleven men named at the beginning of the Cowper deed.

There is one difference between the two deeds and that is in the description of the properties and rights involved. The description of the properties and rights between the asterisks on page 15 of the Cowper deed is here replaced by the following:-

* that is to say of for and concerninge one messuage tenemente or cotage with thappurtenances in Ockbroke aforesaid now or late in the tenure or occupacon of the said William Hibbert alias Hubbard or of his assignee or assignes And of all the landes tenementes meadowes pasture comons easementes wayes proffittes heredytamentes whatsoever to the said mesuage tenemente or cotage belonginge or apperteyninge or taken with the same usuallie demysed occupied or injoyed and of twelve pence rent parcell of the sayd ten shillinges and of so much and such quantitie and parte of the waste soyle or comen grounde and fysshinges of and in the said manor as ratablie havinge respect to the other tenementes of the said manor and accordinge to a reasonable proporcon in respecte of the comen and proffitt of fysshinge or is to be thoughte convenyent to be or rated or assigned for his porcon or parte of the said soyle and fysshinge to thonelye use and behoofe of the saide William Hibbert alias Hubbard his heires and assignes for ever *

****

CONVEYANCE: WILLIAM ADAMS 1584

'Covenant by John Pyggen, Thomas Battell the elder, Thomas Fowke, William Collumbell, Richard Sanderson, Thomas Adams, Edward Adams, Richard Cowper, William Windley the younger, William Hibbert the elder, of Okebroke county Derby husbandmen and Humphrey Mosley of Stanley county Derby to suffer a recovery to William Adams of Ockbrook of the Manor of Ockbrook with lands in Ockbrook county Derby. Dated 1 April 26 Elizabeth [1584]'
(British Library: Department of Manuscripts:
Additional Charters 56225 A)

This document has the same form as the conveyance for Richard Cowper. (pages 14-16) The agreement is between William Adams and the other eleven men named at the begining of the Cowper deed.

There is one difference between the two deeds and that is in the description of the properties and rights involved. The description of the properties and rights marked by the asterisks on page 15 of the Cowper deed is here replaced by the following:-

* that is to saye of and in so much and such parte of the landes tenementes proffittes heredytamentes and thynges (some tyme parcell of the messuage farme or tenemente now or late in the tenure or occupacon of the saide Edward Adams) as are contayned or menconed in a scedule to these presentes conveyed and allotted or sett downe in or by the same scedule for the parte and porcon of the said William Adams **To thonlie** use and behoof of the said William Adams his heires and assignes forever accordinge to the true intente and meaninge of these presentes and of the same scedule or wrytinge *

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A DIVISION AND TERRAL: EDWARD ADAMS FOR WILLIAM ADAMS 1584

'A Divicions and Terrall of certain buildings closes etc. of half of the 'messuage or tenement' of Edward Adams of Ockbrook for William Adams'.
(British Library: Department of Manuscripts:
Additional Charters 56225 B)

A divicone & terrall off certayne buyldinges closses medowes pastors sydyngs arable landes comons wayes easmentes & proffits off halffe of the mesage or tenement off Edwarde Adames of Okebrooke for Williame Adame off Okbrooke aforesayd in the contie of Darbie certayne buyldinges Inprimis one mesage or tenement beinge the nowe dwellinge house off Thomas Sheveingtonne Item one backe yarde soe called belonginge lyinge & beinge off the west syd off the mesage or tenement affore menconed & beinge in value one aker Item one yard called Hempe Yard nowe adjoyneinge to Edward Adame his house of the west & Yardes End Flat sitinge off the west syd of the same yard & beinge in value one aker Item fowre Parke Medowe closses [ca]lled beinge medowe or pastor closses lyinge together sitinge north & southe Thomas Battell his Parke Medowe closses of the west syd & Richard Cowper of the east syd & are estimed in value ix akers **Certen parcels** off stoned medowe in Thorne Medowe Inprimis one halffe aker in Comone Pyt Dooles sitinge east & west John Pigin off the southe syd & Edward Adame of the northe syd Item one rood in Ryell Dooles sitinge east & west Thomas Battell off the northe syde & Thomas Adame of the southe syd Item one aker & a halffe in Brydge Poole Dooles sitinge east & west Sir George Hastinges knight of the northe syd & the comon wayes off the southe syd **Certayne parcelles** of stoned meadowe in Nether Medowe Inprimis one rood in the landes benethe Brydge Poole sitinge east & west Thomas Adame off the northe syd & Richard Cowper off the south syd Item one aker in the dooles benethe New Dyche Dooles sitinge east & west Sir George Hastinges knight off the northe syd & Richard Sanderson of the southe syd **Certayne arable** landes in Boroweyashe Filde Inprimis foure roodes in Yardes End flat sitinge east & west the queene of the northe & southe sydes Item foure halff akers in Breache Flat togather sitinge northe & southe

Sir George Hastings knight off the west & John Pigin off the east Item three landes in Thorne Breache togather in value one aker sitinge north & southe Thomas Adame of the east syd & Borowe Wood closses off the west syd Item one rood in Sowebroke Flat sitinge east & west William Windlie of the northe syd and John Jelykoc alias Dawesonne off the southe syd Item one other rood in Sowbrooke Flat sitinge northe & southe William Collabell off the east syd & Thomas Foulke off the west syd Item twoe halff akers in Weeleforowes Flat thone beinge a hadlande sitinge east & west the queene of the southe syd Item one other halffe aker in the same flat the queene of the northe syd & William Windlie of the southe syd Item one halff aker in the flat of the west syd the queene off the west and east sydes Item one halffe rood in the flat benethe Greene Richard Sanderson off the west syd Item one roode in the flat sitinge off the northe end off thone closse the land of John Jelykoc alias Dawsonne of the east syd & William Windlie of the west syd Item the halffe of one halfe aker in Blosoe sitinge east & west the queene of the southe syd & John Jelykoc alias Dawsonne of the northe syd Item one roode in Blosoe Flat sitinge east & west the queene of the southe syd (1) Item one rood in the Flapp Butes Flatt sitinge northe southe William Windlie off the east syd & Edward Adame of the west syd Item one halffe aker in Blosoe Flat aforesayd Walter Powtrell esquire of the northe syd & the comeone off the southe syd **Certayne arable** lands in Dreycott Fyld alias Hopwell Hedge fyld Inprimis one halffe aker in Tythe Barne Greene Flat sitinge east & west William Collabell of the northe syd & John Pigin off the south syd Item one roode in ... flatt of west syd of Stonie Flat William Collabell of the east & Thomas Battell off the west syd Item one rood in the flat sitinge of north syd Weelfurowes Flat John Pigin of the west side & Thomas Adame of the east Item one halffe aker in Weelfurowes Flat sitinge east & west the queene of the southe syd & John Jelykoc alias Dawsonne of the northe syd Item one rood in Mydle Upell Flat sitinge east & west Thomas Adame of the northe syd & William Collabell off the south syd Item one halffe aker in the flat of the west syd Pryor Layes Thomas Faulke of the northe & John Jelykoc alias Dawsonne of the west syd Item twoe halffe akers together in Shackle Crosse Flat sitinge north & southe the queene of

the east syde & John Jelykoc alias Dawsonne of the west syd Item towe other halffe akers in the same flat John Pigen of the west syd & John Jelykoc alias Dawsonne of the east syd Item one halffe Aker in the flat of east syd Pryor Layes Flat John Jelykoc alias Dawsonne of the west syd and the queene off the east syd Item one other halffe aker in the same flat John Jelykoc alias Dawsonne of the east syd the Pryor of the west syd Ite towe halffe akers togather in Sparrowe Greene Flat sitinge northe & southe John Pigin of the west syd & William Windlie of the east Item one halffe aker in Hopwell Hedge Flat sitinge east & west William Collabell off the northe syd & John Jelykoc alias Dawsonne off the south syd **Certayne arable** landes in the New Fylde Inprimis three landes in Ould Yardes Yate flat sitinge east & west in value one aker our soveraynge ladye the queene off the south syd & William Collobell of the northe syd Item one rood in Bentlie Flat sitinge east & west the queene off the northe syd & John Jelykoc alias Dawsonne off the southe syd Item towe roodes togather in the flat called Hopwell Closse sitinge east & west William Collabell off the northe syd & William Windlie of the south syd Item towe halffe akers togather in Hargreve Flat sitinge east & west William Cullabell of the northe syd and William Windlie of the southe syd Item three roods togather sitinge of the west syd of Hopwell Parke Edward Adame of the northe syd John Pigin off the southe syd Item one halffe aker in Hargreve Syd Flat sitinge off the east syd of Parke Brooke the queene of the northe syd & John Jelykoc alias Dawsonne off the southe syd Item three landes togather in the Hargreve Syd sitinge of the aforesayd brooke the queene of the northe & southe sydes Item one other halffe aker in the same flat the queene of the northe syde John Jelykoc alias Dawsonne of the southe syd Item one other halffe aker in the same flat the queene of the south syd & John Jelykoc alias Dawsonne of the northe syd Item one rood sitinge off the west syd Pryor Closse John Jelykoc alias Dawsonne of the southe and the Pryor Grounde of the northe Item other rood in the same flat John Jelykoc alias Dawsonne of the northe syd and the queene off the southe Item one other rood in the same flat the queene of the southe syd & John Jelykoc alias Dawsonne of the northe syd Item one halffe aker in Worme Woode Rydynges Flat sitinge east & west

the queene of the northe and southe sydes Item one rood in Blake Landes sitinge east & west Thomas Battell of the southe syd and Richard Sandersonne of the northe syd Item one rood in Wysle Broad Flat sitinge east & west William Windlie of the northe syd and Richard Sandersonne off the southe syd Item one halffe aker in Willows Flat sitinge east & west the queene off the southe syd & John Jelykoc alias Dawsonne of the northe Item one halffe aker in the South Rydynges flat William Cullabell of the northe syd & Thomas Battell of the southe Item one halffe rood and in the same flat sitinge over a pyt William Cullabell of the northe and Thomas Battell of the southe Item one halffe aker in Longe Rydynges flat Richard Sandersonne of the southe syd and William Cullabell of the northe Item one roode in Short Rydinges Flat William Cullabell of the northe syd & Thomas Battell of southe Item one halfe aker of medowe in North Brook Medowe Walter Powtrell esquire of the north & John Pigin of the south syd Item three beast pastors in the Towne Pastor called Horse Croft Layes near adjonynge the Darwen of the north Item foure beast pastor in the winter pastor called Horse Croft Close which close is next adjonynge to the pastor aforesaid of the west

[In another hand:] These entire of all the lands tents and messuages before menconed conteyne by estimacon these quantities of landes xxvi akers of land and three akers and a halfe of meadow and thirteen acres of pasture

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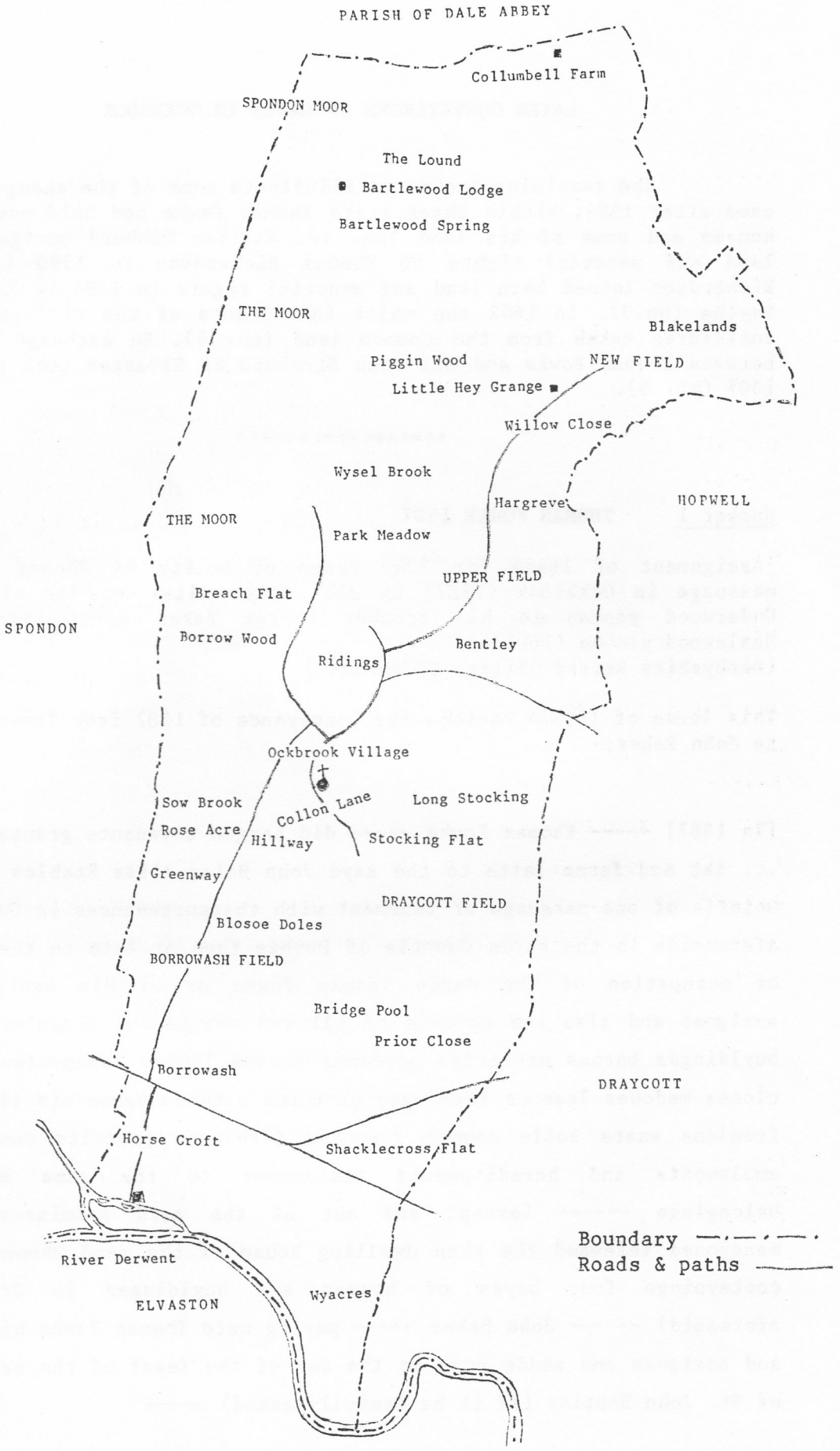
(1) There is here a gap of two inches in the script, suggesting it was left for the insertion of the name of the occupant on the north side.



OCKBROOK FIELDS

Boundary as in 1773. Field names located by seventeenth century documents and the Enclosure Award of 1773.

LATER CONVEYANCES OF LANDS IN OCKBROOK

The remaining documents illustrate some of the changes which came after 1584. Within three years Thomas Fowke had sold one of his houses and some of his land (no. 1). William Hibberd mortgaged his land and manorial rights to Thomas Richardson in 1590 (no. 2). Richardson leased both land and manorial rights in 1594 to Katherine Smythe (no.3). In 1602 the major inhabitants of the village leased enclosures taken from the common land (no. 4). An exchange of land between Thomas Fowke and Sir John Stanhope of Elvaston took place in 1605 (no. 5).

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Number 1 **THOMAS FOWKE 1587**

'Assignment of lease for 3000 years of moiety of Thomas Fowke's messuage in Ockbrook (1587) by John Baker alias Stables of Weston Underwood yeoman to his brother George Baker alias Stables of Haslewood yeoman (1603/4)'
(Derbyshire Record Office D518M/T262)

This lease of 1603/4 recites the conveyance of 1587 from Thomas Fowke to John Baker:-

[In 1587] ----- Thomas Fowke ----- did bargen covenante grante demyse ... set and farme lette to the sayd John Baker alias Stables the one moietie of one messuage or tenement with thappurtenances in Ockbrooke aforesaide in the sayde Countie of Derbie then or late in the tenure or occupation of the sayde Thomas Fowke or of his assignee or assignes and also the moietie of all and everie and singular houses buyldinges barnes orchardes gardenes yardes landes tenementes crofts closes medowes leasues feedinges pastures commons easements liberties freedoms waste soile common groundes fishinges proffits comodities emoluments and hereditaments whatsoever to the same messuage belonginge ------ (except and out of the said premisses above mencyoned refewsed the then dwelling house of the sayd Thomas Fowke conteyninge four bayes of houses and buyldinges in Ockbrooke aforesaid) ------ John Baker ----- paying unto Thomas Fowke his heirs and assignes one redde rose in the day of the feast of the nativitie of St. John Baptist (if it be lawfully asked) -----

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Number 2 **WILLIAM HIBBERT 1590**

'Assignment of mortgage by demise for 5,000 years (by Hibbert 1590) from Thomas Richardson of Ockbrook, smythe, to Robert Stevenson of Stanley, taylor, for £19 (1602)'
(Derbyshire Record Office D518M/T258)

This lease of 1602 recites the conveyance of 1590 from William Hibbert to Thomas Richardson.

To All men to whome this presente wrytinge shall come Thomas Richardson of Okebroke in the countie of Derbye smythe sendeth greetinge in our lorde god everlastinge Knowe ye that whereas William Hibberde alias Hubberde of Okebroke aforesaid husbandman by his indenture bearing date the one and twentith day of May in the two and thirtith yere of the reigne of our sovraigne Ladye the Quenes majestie that now is and made betwene the said William Hibberd of thone parte and the said Thomas Richardson of thother parte did for the consideracons in the same indenture expressed demyse graunte and to farme lett unto the saide Thomas Richardson his executors admynistrators and assignes the tenth parte of the manor of Okebroke with thappertennces in the said countye of Derbye and all that mesuage tenemente or cotage with thappurtenances in Okebroke aforesaid then or late in the tenure or occupacon of the said William Hibberde or of his assigne or assignes and all the landes tenementes meadowes pastures comons easementes wayes proffytes and heredytamentes to the same belonginge or appteyninge or to or with the same usuallie demysed occupied or enjoyed and also the tenth parte of the yerelie rente of ten shillinges that is to say the yerelie rent of twelve pence yerelie yssuenge goinge and paiable out of or for certen landes tentes and heredytamentes in Okebroke aforesaid now or late the inheritaunce of Walter Powtrell Esquire deceased and all his parte of the services to be yelden or done of or for the same landes or heredytamentes together also with all that his parte of all other landes tenementes rentes revercons services realties fraunchyses liberties priviledges cortes perquisites of cortes leetes viewe of frankepledge waters fisshinges frewarren comons and other proffittes emolumentes and heredytaments whatsoever

which latelie were the inheritaunce of Frederick late Lord Windsore in Okebroke aforesaid To have holde and enioye the said tenth parte of the said manor of Okebroke and also the saide mesuage tenemente or cotage landes tenementes rentes services hereditamentes and all and singler other the premysses whatsoever with theire appurtenances (in and by the said recited indenture mencioned to be demised and graunted) unto the saide Thomas Richardson his executores admynistratores and assignes from the day of the date of the same indenture for and duringe the terme of five thousand yeres from thence next & ymmediatlie followinge and fullie to be complete and ended without ympeachment of or for any maner of wast to be comitted or done in or upon the said premysses or any parte or parcell thereof yeldinge therefore yerelie duringe the saide terme one redde rose in the feast of the Natyvitie of St John Baptist if it be lawfullie demanded as in and by the same indenture most playnlie apperith -----

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Number 3 **THOMAS RICHARDSON 1594**

'Lease for 14 years by Thomas Richardson of Okebroke blacksmyth to Katherine Smythe widow of Cottage, piece of ground now a hempe place, tenth part of Ockbrook manor and of 10s. chief rent, for £7, and 5s. 4d. per annum. (1594)'
(Derbyshire Record Office D518M/E83)

This Indenture made the one & thirtith day of December in the Seaven & thirtith yere of the raigne of our Sovereigne Ladie Elizabeth by the grace of god of Englande France & Irelande Quene defender of the faith etc betwene Thomas Richardson of Okebroke in the countie of Derbie blackesmythe of thone parte & Katherine Smythe of Okebroke aforesaid wydowe of thother parte Witnessith that the said Richardson for & in consideracon of the some of seaven poundes of lawfull English money to hym in hande by the saide Katherine Smyth well & truly contented & paide Whereof the said Richardson acknowledgeth hymself satisfied & paide by these presentes hath demysed graunted & to farme letten & by these presentes doth demyse graunte & to farme lett unto the sayde Katheryne Smythe one mesuage tenemente or cotage with thappurtennces in Okebroke aforesaide now in the tenure or occupacon of the saide Thomas Richardson & also one croft & a parcell of grownde now used for a hempe place to the sayde mesuage tenemente or cotage belonginge or occupied to or with the same & the tenthe parte of the manor of Okebroke in the said Countie of Derbye & the services thereunto belonginge & also the tenth parte of a chief rent of ten shillinges of lawfull English money yerelie yssuenge goinge out or payable of or for the landes tenementes & heredytamentes late of Walter Powtrell Esquire in Okebrooke aforesaid & the tenth parte of the services to be yelden or done of or for the same landes & heredytamentes To have holde & enjoye the saide mesuage tenemente or cotage & all & singler other the premysses by these presentes demysed with theire appurtenances unto the sayde Katherine Smythe her executors & assigns from the feast of thannunciacon of the blessed ladie St Mary the virgen next ensuenge the date hereof for & duringe the terme of fowretene yeres from thence next ensuenge & fullie to be complete & ended yeldinge & paienge therefore yerelie duringe the saide terme unto the said Thomas Richardson his executores administratores & assignes the yerelie rent of five shillinges foure

pence of lawfull English money at the two feastes or termes in the yere that is to say at the feastes of St Michaell tharchangel & thannuncyacon of the blessed ladie St Marie the virgen by even porcons ----- And the saide Katherine Smyth doth for her her executores administratores & assignes covenant graunt to & with the saide Thomas Richardson his executores administratores & assignes & enye of theym by these presentes that she the saide Katherine Smyth her executores administratores & assignes or some of theym shall from hensforth duringe the terme by these presentes graunted well & truly pay or cause to be paide evrye fifte terme the some of three shillings foure pence of lawfull English money into her majestes corte of the Echequer to such officer there as ought to receyve the same for or in respect of respite of homage for the saide demysed premises & other landes being the inherytance of the said William Hibbert And shall thereof discharge acquite & save harmeles not onelie the saide Thomas Richardson & William Hibbert & eyther of theym theire & either of theire heires executores administratores & assignes but also all & every the saide demysed premisses duringe the terme aforesaide And further that she the saide Katherine her executores administratores & assignes shall from tyme to tyme duringe the saide terme by these presentes graunted as often as nede shall require not onelie well & sufficientlie repaire upholde meynteine & kepe the saide demysed mesuage tenemente or cotage & other the houses edifices & buyldinges thereunto belonginge in all nedefull & necessarie reparacons but also hedge ditche ferme scowre cleanse & amende the hedges fences & ditches in & upon the saide demysed premysses & evrye parte thereof & the same so sufficientlie repaired hedged ditched fenced scowred cleansed & amended in thende of the saide terme shall leave & yelde up & fynallie that neyther she the said Katherine Smyth her executores administratores nor assignes nor eny of theym shall at eny tyme within three yeres next before the ende or expiracon of the terme by these presentes graunted plowe up or put in tillage the premysses or eny parte thereof (except onelie so much of the same premysses as is now used for a hempe place) without the speciall licence & consent of the saide Thomas Richardson his executores administratores or assignes or some of theym first had & obteyned -----

****

Number 4 **CHURCH WARDENS AND INHABITANTS OF OCKBROOK**

Lease of common land 1602
(Derby Local Studies Library: Pares Deeds 295)

This indenture made the thirtith daie of Maie in the fower and fowertith yere of the raigne of our soveraigne Lady Elizabeth by the grace of God Queene of Englande Fraunce and Irelande deffendour of the faythe etc **Betweene** Robert Saundersone & Howell Williams church wardens of the church of Ocbroocke in the countye of Derbey Robert Piggine Richard Osborne John Dawsson James Smeadley Elize Robertes Edward Osborne Edwarde Adame William Piggine Christopher Collumbell Robert Adame William Battell Martyne Osborne Richard Mossley Thomas Fawcke & William Windley inhabitantes of the towne of Ocbroocke on the one partye & William Lowe & Austine Fayrbrother of Borowsashe in the sayd county of Derbey on the other partye **Witnesseth** that the sayd Churche wardens & other the before named persons inhabitantes of the sayd towne of Ocbroocke by & with the assent consent & agreemente of the whole & all the inhabitantes of the towne of Ocbroocke for the some of three poundes five shillinges & fower pence of lawefull money of England unto them the sayd churchwardens & inhabitantes towardes the necessarye costes of the sayd churche & towne before the insealinge of these presentes by the sayd William Lowe & Austyne Fayrbrother well & truely contented & payed have demysed graunted sett & to ferme letten & by these presentes doe demyse graunt sett & to ferme lett unto the sayd William Lowe & Austyne Fayrbrother all their twoe comon closses with thapurtenances lyinge & beinge within Ocbroocke aforsayd whereof the one is called Borrowe wood close & is nowe in the tenure holdinge or occupacon of the sayd Austyne Fayrbrother & the other is comonly called the Commen Closse at Borowe nere unto John Felowe his housse & is nowe in the tenure holdinge or occupacon of the sayd William Lowe **To have & to hold** the sayd twoe closses with thapurtenannces unto the sayd William Lowe & Austyne Fayrbrother & their assignes from the Sonday next after the feast of Pasche commonly called Lowe Sondaye laste paste before the date hereof for and untill the end and tearme & duringe all the tearme of

seaven yeres from thence next followeinge & fully to be compleate and ended **Yealdinge & payinge** therefore yerely duringe the sayd tearme of seaven yeres unto the sayd churchwardens & their successors churchwardens of the sayd church of Ocbroocke five shillinges & eight pence of lawefull money of Englande in the feast of Pasche onlye & yf it fortune the sayd rente of five shillinges & eight pence to be behinde and unpayed in parte or in the whole after any of the sayd dayes or feastes in which it ought to be paid by the space of tenne dayes yf it be lawefully asked that then & from thencefourth it shall & maye be lawefull unto the sayd churchwardens & their successours churchwardens of the sayd Church of Ocbrooke into the sayd twoe closses demysed & lett with thapurtenances to enter & distreene & they distrese their soe taken to drive leade carry awaye & impounde & the same to detayne & keepe unto such tyme as the sayde rente of five shillinges & eight pence with the arrerages of the same yf any be bee unto the sayd churchwardens & their successours churchwardens of the sayd church of Ocbroocke fully contented satisfyed & payed **In witness** whereof the parties above named have interchanably putte ther handes & seales the day & yeare above written

... sealed inscribed and delivered in the presence of us
Richard Smythe
William Collombell his mark,
Michael Dawsson,
Thomas Smyth his mark
John Dinnes cum aliis

Austine Feayrbrother his marke,
William Lowe

Richard Sandersonne

****

Number 5 **THOMAS FOWKE 1605**

'Grant by Thomas Fowke and John Potter of Ockbrooke yeomen to Sir John Stanhope of Elvaston kt. of Larking lands in Elvaston Thurlston and Ambaston, in exchange for Stanhope's moiety of their messuage in Ockbrook, and moiety of Mather Crofts (3 acres), 5 arable lands (1 acre), building adjoining Green Lane, Parke Meadow, Borowe Close (3 roods), 9 acres in Ockbrook fields. (1605)'
(Derbyshire Record Office D518M/T94)

[Note:- Mather Croft is in the calendar, but the document has Neather Croft.]

[Sir John Stanhope] ----- delivered to the said John Fowke & Thomas Potter All that his moytie parte & porcon of the houses & buyldings belonging to the messuage wherein the said Thomas Fowke & John Potter doe now inhabite & dwelle in Ockbrooke aforesaid & all his moytie part & porcyon of & in the orchards gardens & crofts adjoyninge the said house, & of the Neather Croft being in all three crofts, & of & in five arable landes by estimacon conteyninge one acre of arable land adjoining the uppmost of the said three croftes on the north syde of the said uppmost croftes (the breadth of fyve hades betwixt the yate stulpe at the upper end of the said hades & the streete way excepted) & his moytie parte and porcyon of & in one cote or buylding adionyng the Greene lane in Ockbrooke aforesaid, & his moytie parte & porcion of & in one close called Parke Medowe closse conteyning by estimacon foure acres & of a closse called Borow closse conteyninge by estimacon three roodes in Ockbrooke aforesaid, & nyne acres of arable land in Ockbrook fieldes aforesaid apoynted to the said Sir John Stanhope in part of his moytie of the landes belonginge to the said messuages wherein the said Thomas Fowke & John Potter doe now dwelle & four beastes pastures in Ockbrooke aforesaid in exchange for that messuages landes tenementes & hereditamentes of the said Thomas Fowke & John Potter hereafter in these presentes menconed to be conveyed to the said Sir John Stanhope & his heires as in & by the said recyted indentures amongst other covenantes grauntes & agreements more at large it doth appear ---

---- Now the said Thomas Fowke & John Potter confirm & deliver in exchange unto Sir John Stanhope ---- all that theyre landes tenementes hereditamts scytuate lyeng & beinge within the manor lordship or parish of Elvaston Ambaston & Thurleston in the said county of Derby comonlie called Larkin landes vizt. one closse called Larkin Closse by estimacon two acre or thereabouts & certayne parcells of medowe in the common medow by estimacon three acres or thereaboutes foure beaste pastures and foure acres arable land or thereabouts by estimacon all comonlie called Larkin landes now or late in the tenure or occupacon of the said Thomas Fowke & John Potter --- And also all that their moytie part & porcon of Little Haw closse lyeng in Ockbrooke aforesaid conteynenge by estimacon three acres & a halfe or thereabouts & now in the tenure or occupacon of the said Thomas Fowke & John Potter --- And also all their moytie part & porcon of five hades in Ockbrook aforesaid lying & being next to five arable landes adjonyng, the uppmost crofte next the said dwelling house of the said Thomas Fowke & John Potter betwixt the yate stulpe standing at the upper end of the sayd hades & the streete or highway ---

Signed sealed and delivered in the presence of Wylliam Osborne
Rychard Cooper
Robert Mason
Thomas Gerard
Hugh Johnson

John Potter his mark
Thomas Fowke his mark

****

POSTSCRIPT

The population of Ockbrook in 1563 has been estimated at 35 households.(1) It was, then, a fair proportion of the householders who took over the manor in 1583. Ockbrook became an 'open' village, free of the control of one manorial lord. Such villages at this time tended to enjoy (or suffer) more rapid change in land ownership, customary rights and social structure. There were similar developments in many other midland parishes.(2) It was a period of great change throughout England, a time which saw 'the largest transference of land ownership since Domesday'.(3) Many yeomen were able to become freeholders, owners of the lands which they and their ancestors had leased and farmed and as a result they increased their incomes and their social standing.(4) The word 'farm',- up to this time a term for land held by lease,- began to take on its present day meaning. The Ockbrook farmers kept their status in the parish for several generations. They were 'the vestry'; they were the church wardens and overseers. The Piggins were the lay rectors.

There is plenty of evidence that the new lords of the manor and their descendents continued to deal in land and to buy and sell fairly rapidly. By the time of the Enclosure Award for Ockbrook, 1773, a great deal of land had come into the hands of one owner who lived beyond the parish boundary. This was Dame Mary Lake of Hopwell. Even so, there remained six of the original names amongst the lesser land owners,- Adams, Battelle, Collumbell, Cooper, James and Windley.(5)

The shares in the lordship of the manor were linked with the manor lands which had been bought in 1583 so the lordship changed hands with the property. By 1826 there were new names amongst the lords and only three of the 1583 families still held their shares of the lordship; they were Thomas Cooper, Henry Windley and William Battelle.(6) The Windleys held the title to their tenth of the lordship until 1855 when, in an advertisement for an auction sale at the Queen's Head in Ockbrook there was one lot which consisted of 'land and messuage with barns, stables, farmyard, --- With this lot will also be sold one undivided tenth part of the Manor of Ockbrook with its rights of fishing and other rights, members and privileges and appurtenances; and also a pew in church.' (7)

REFERENCES

1. R. Riden, The Population of Derbyshire 1563, in Derbyshire Archaeological Journal vol. XCVII 1978 page 63
2. See- W. G. Hoskins, The Midland Peasant: The Economic & Social History of a Leicestershire Village. 1957
3. W. G. Hoskins, quoted by Gordon Batho in Landlords in England, chapter V of The Agrarian History of England and Wales, general editor H. P. R. Finberg. Vol IV 1500-1640, ed Joan Thirsk. 1967
4. The rise of the yeoman is discussed by G. Batho, as above, p 301f
5. Enclosure Award, Ockbrook. Derbyshire Record Office 1574A/PC48.
6. Survey of the Liberty of Ockbrook, 1826. Derby Local Studies Library.
7. Derby Mercury, 17 October 1855. Derby Local Studies Library.

GLOSSARY

arrerages- arrears
beast gate- the right to graze one animal on common pasture
corte leet- one of the manorial courts, for petty offences
demyse/demise- conveyance of an estate by will or by lease
dooles- division of common medows allotted to holders of landes
easements- right of way over another's land
enure- come into operation, to have effect
feetail- an estate of which the inheritance was limited, e.g. to males only
frankpledge- system by which all members of the tithing had responsibility for each other's good conduct
hadland/headland- edge of the field where the plough turned, usually held in common
jointures- holding of an estate by two or more in joint tenancy
landes- strips of arable land in the open fields
leasures/leasowes- enclosed pasture
lyverye/livery- legal delivery of property into someone's posession
meare/meer stone- a boundary stone
mesuage- messuage, i.e. dwelling house with out buildings & land
moiety- part of an estate, usually about a half
mynnmentes- muniments
onster- onstand, rent paid by outgoing tenant to incoming tenant for crops gathered before leaving.
Pasche- Easter
presents- the present document
realties- real estate
sitinge- extending, situated
statutes merchant- bond by which the creditor could seize the land of the debtor
stulpe- stump or post
sythen- since
terrer- terrier
thappertennces- the appurtenances
thelder- the elder
thensealinge- the ensealing
thonely- the only
thother- the other
waste soil- moorland or heath held in common
yate- gate

A NOTE ON THE TRANSCRIPTS OF THE DOCUMENTS

The editing of the documents for this booklet has been done largely in accordance with the principals laid down by R. F. Hunnisett in 'Editing Public Records for Publication. (British Records Association 1977). The main rules applied are :-

1. Original spellings are retained. (But see points 3, 4, & 5.)
2. Abbreviations have been extended in full where there is no doubt about the word intended.
3. The letters u and v were often used interchangeably and the choice depended to some extent on the position of the letter within the word. The choice between u and v in the transcript has been made on the grounds of pronunciation, so for example, vpon is transcribed as upon, conuey as convey.
4. Similarly the scribes interchanged i and j. Again the transcriptions use them according to pronunciation so the enioye and iudgement become enjoy and judgement.

5. Their use of c and t presents more difficulty, not least because the letters are often indistinguishable. The use of c has been retained where there is no doubt and the frequent use of 'con' for the modern '-tion' has been retained where no abbreviation is indicated.
6. Missing letters resulting from illegibilty or holes are inserted in square brackets only where the context, repetition, or names enable this to be done without any doubt.
7. Illegible words in the text are indicated by three dots regardless of the length of the portion.
8. Capital letters have been retained (or inserted) for names of people and places. The contemporary indiscriminate use of capitals has not been followed.
9. The editor's omissions are indicated by ----

PRIMARY SOURCES

The British Library Department of Manuscripts

Additional Charters 56225 A Recovery
Additional Charters 56225 B Division and Terral

Derbyshire Record Office

D760 M/T42 Title Deed 1583
D518 M/E83 Lease 1594
D518 M/T94 Grant 1605
D518 M/T257 Recovery 1584
D518 M/T258 Assignment of Mortgage 1590
D518 M/T262 Lease 1603/4

Derby Local Studies Library

Pares Collection: Deeds 355 Conveyance with Division and Terral 1584
Pares Collection: Deeds 295 Lease 1602

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I am grateful to the librarians and archivists who have given permission for the reproduction of documents in their care:-

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The British Library Department of Manuscripts
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THE LORDS OF THE MANOR OF OCKBROOK is about one parish in south Derbyshire. It is the second reference book in the OCKBROOK AND BORROWASH RECORD SERIES. The first volume, called THE YEOMEN OF OCKBROOK, introduced the major families of Ockbrook in the sixteenth century. This second volume contains documents which shed light on the dealings of these farmers who acquired the Lordship of the Manor in 1583. Together the two books illustrate the rapidly changing social and agricultural conditions of the time.

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The descendants of several of these farmers were still in Ockbrook in the nineteenth century and their lives have already been outlined in OCKBROOK IN THE 1820s and BORROWASH IN THE 1820s. Those two books, published in 1990-91, were in the OCKBROOK AND BORROWASH LOCAL HISTORY SERIES.

There are plans to continue publishing in both series. The next volume in the RECORD SERIES will reproduce documents on the BORROWASH MILLS.

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